

Billing Records through June 30, 2012

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
518-452-5600

Federal I.D. 14-1680097

October 20, 2010

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Invoice # 174401 SEF
Our File # 3459-003
Billing Through 09/30/2010

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

08/13/2010	SEF	Drafted Joint Defense Agreement and Waiver of Conflict Agreement.	0.12 hrs.	54.00
08/16/2010	SEF	Touch base with Brian Matula to determine who he represents.	0.04 hrs.	18.00
08/17/2010	SEF	Telephone with Brian Matula in furtherance of possible joint defense.	0.08 hrs.	36.00
08/17/2010	SEF	Negotiated extension of time to answer or otherwise move for all clients.	0.06 hrs.	27.00
08/18/2010	BH	Review and revise Engagement Agreement, Joint Defense Agreement, and Waiver of Conflict Agreement.	0.30 hrs.	111.00
08/20/2010	SEF	Planning joint defense meeting.	0.04 hrs.	18.00
08/20/2010	SEF	Set up representation chart and fact chart for all defendants.	0.06 hrs.	27.00
08/23/2010	SEF	Telephone call regarding retention terms, conflict waiver, engagement terms and joint defense agreement. Client desires to engage us.	0.30 hrs.	135.00
08/23/2010	SEF	Telephone call with Roxanne Heller regarding possible representation and waiver of conflicts.	0.20 hrs.	90.00
08/23/2010	SEF	Set up file, including Engagement Letter, Waiver of Conflict and Joint Defense Agreement. Set same to client for execution. Notification regarding timing to sign Waiver of Service.	0.30 hrs.	135.00
08/23/2010	SEF	Reviewed complaint for strategy of claims.	0.04 hrs.	18.00
08/24/2010	SEF	Reviewed first amended complaint. Researched time for all to answer. Formulated evidence chart. Contacted plaintiff's counsel to agree on an extension of time for response for all.	0.32 hrs.	144.00
08/25/2010	SEF	Prepared e-mail to the Heslin team.	0.06 hrs.	27.00
08/26/2010	SEF	Managing Stipulation of Time to Answer.	0.06 hrs.	27.00
08/27/2010	SEF	Reviewed case law on event of copyright infringement. Contacted clients re status. Read letter of A. Olsen to Plaintiff's counsel.	0.26 hrs.	117.00
08/30/2010	SEF	General research regarding liability for copyright infringement and what constitutes infringing acts. Conference with AIK regarding research. Researched financial information and	0.16 hrs.	72.00

3459

Zalewski Copyright Lawsuit

Invoice # 174401

Page 2

		prior litigation of Mr. Zalewski.		
08/31/2010	SEF	Telephone with A. Olsen regarding letter to court regarding need for intervention. Prepared same.	0.24 hrs.	108.00
09/01/2010	SEF	Telephone with Margaret Gillis regarding letter to court and whether she wants to sign on board on behalf of her Realtor clients.	0.06 hrs.	27.00
09/01/2010	SEF	Supervised and finalized letter to court asking for immediate attention and case management plan.	0.30 hrs.	135.00
09/03/2010	SEF	Communication via e-mail regarding joint defense counsel.	0.02 hrs.	9.00
09/08/2010	SEF	Coordinated meeting with Judge Treece. Notified client regarding same.	0.16 hrs.	72.00
09/08/2010	SEF	Reviewed multiple filings by prose litigants.	0.04 hrs.	18.00
09/09/2010	SEF	Prepared for Court conference. Telephone call with Mike Orapallo regarding joint defense. Attended Court conference. Notified client regarding results.	0.72 hrs.	324.00
09/20/2010	SEF	Meeting with Roxanne Heller regarding strategy to address litigation.	0.60 hrs.	270.00
09/21/2010	SEF	Meeting with Client to review all evidence and put together a game plan for defense.	2.80 hrs.	1,260.00

FEES

Member 1	7.34 Hours	\$3,279.00
----------	------------	------------

EXPENSES

Westlaw	\$57.38
---------	---------

Postage	\$1.49
---------	--------

Miscellaneous exp.	\$1.45
--------------------	--------

Billing Summary

Total Professional Services	\$3,279.00
Total Expenses Incurred	\$60.32
Total of New Charges for this Invoice	<u>\$3,339.32</u>

Less Trust Amount Applied to this	\$500.00
-----------------------------------	----------

Total Balance Now Due	<u><u>\$2,839.32</u></u>
-----------------------	--------------------------

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
518-452-5600

Federal I.D. 14-1680097

November 23, 2010

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Invoice # 175824 SEF
Our File # 3459-003
Billing Through 10/31/2010

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

10/14/2010	SEF	Communicated with N.Delain, Esq. regarding timing of case management plan and meet and confer.	0.10 hrs.	45.00
10/18/2010	SEF	Arranged Meet and Confer in light of notice from Court to set up Rule 16 plan.	0.20 hrs.	90.00
10/21/2010	SEF	Arranged for meet and confer conference.	0.30 hrs.	135.00
10/22/2010	SEF	Initial meet and confer.	0.50 hrs.	225.00
10/25/2010	SEF	Read newly filed Complaint to determine causes of action. Contacted client to determine if she is connected to any such allegations. Studied accused images and alleged copyright registration. Communications with Counsel regarding service against new defendant. Attempted outline of case management plan.	2.50 hrs.	1,125.00
10/26/2010	SEF	Preparing with C. Ahn, Esq. for meet and confer.	0.50 hrs.	225.00
10/26/2010	SEF	Participation in meet and confer.	0.30 hrs.	135.00
10/26/2010	SEF	Communications with defense counsels regarding statute of limitations and communications with R. Heller to obtain copies of the Arch street drawings.	0.30 hrs.	135.00
10/26/2010	CBA	Conference with S. Farley, Esq. regarding the Case Management Plan. Review the file history, including the recent communications between the counsels for the parties. Review the rules and orders for the District Court for the Northern District of New York in preparation for the conference with counsels. Preparing the Case Management Plan. Telephone conference with counsels appearing in the case to discuss the Case Management Plan. Research regarding possibility of getting attorney's fees as a prevailing party under the Copyright Act as to previously asserted claims.	4.00 hrs.	880.00
10/27/2010	SEF	Trying to arrange for conference with defense counsel.	0.30 hrs.	135.00
10/27/2010	CBA	Review of Plaintiff's Motion Letter to Magistrate Judge Treece.	0.10 hrs.	22.00
10/28/2010	CBA	Review the Stipulation of Dismissal filed by the Plaintiffs and the revised Second Amended Complaint filed with Court. Provide a status update to S. Farley, Esq. in light of the recent filings.	1.00 hrs.	220.00
10/29/2010	CBA	Review of the Letter Motion filed by the counsel for defendants	0.30 hrs.	66.00

3459

Zalewski Copyright Lawsuit

Invoice # 175824

Page 2

TP Builders and Thomas Paonessa.

FEES

Member 1	5.00 Hours	\$2,250.00
Associate 2	5.40 Hours	\$1,188.00

Billing Summary

Total Professional Services	\$3,438.00	
Total Expenses Incurred	\$0.00	
Professional Courtesy Discount	\$1,719.00	CR
Total of New Charges for this Invoice	<u>\$1,719.00</u>	
Total Balance Now Due	<u><u>\$1,719.00</u></u>	

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
518-452-5600

Federal I.D. 14-1680097

December 17, 2010

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Invoice # 176915 SEF
Our File # 3459-003
Billing Through 11/30/2010

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.

PROFESSIONAL SERVICES

11/02/2010	SEF	Telephone conference with R. Heller regarding new homes in amended complaint and strategy for defending.	0.30 hrs.	135.00
11/03/2010	SEF	Communicated outline of new complaint to client in e-mail and reviewed additional communications from co defense counsel.	0.20 hrs.	90.00
11/04/2010	SEF	Received documentation for Thoroughbred court and sent same to client. Conference with C. Ahn, Esq. regarding same.	0.30 hrs.	135.00
11/04/2010	CBA	Review of the recent Court filings. Review of the additional set of exhibits served by the Plaintiff's counsel.	0.60 hrs.	132.00
11/09/2010	CBA	Review the docket and the file history in preparation for preparing the Answer to the Second Amended Complaint.	0.70 hrs.	154.00
11/10/2010	CBA	Prepare a Stipulation to Extend the Time to response to the Second Amended Verified Complaint. Prepare and send an email to Plaintiffs' counsel seeking consent to the stipulation. Received and responded to Plaintiff's counsel's email regarding extensions.	0.50 hrs.	110.00
11/11/2010	CBA	Receive and reviewed the updated Stipulation to Extend the Time from Plaintiffs' counsel. Finalize the same for filing. Reviewing the local rules and asking the paralegals to confirm whether Rule 7.1 Disclosure needs to be filed.	0.80 hrs.	176.00
11/12/2010	CBA	Finalize and oversee the filing of the Stipulation to Extend the Time. Update and finalize the Notice of Appearance to be filed.	0.50 hrs.	110.00
11/15/2010	SEF	Telephone call with A. Olsen, Esq. regarding coordination of defense.	0.40 hrs.	180.00
11/15/2010	CBA	Receive and respond to the email from Plaintiffs' counsel regarding conference. Review the Extension of Time filed by Defendants TP Builders, et al.	0.20 hrs.	44.00
11/16/2010	CBA	Receive and review the Orders filed by the Court relating to the extensions to respond.	0.20 hrs.	44.00
11/17/2010	SEF	Telephone with R. Heller regarding Cillus attorney. Attended to preparation for meet and confer conference.	0.40 hrs.	180.00
11/19/2010	SEF	Attended meet and confer.	0.40 hrs.	180.00
11/19/2010	CBA	Discussion with S. Farley, Esq. regarding the scheduled Rule 26 Telephone conference and the answer to be prepared.	0.30 hrs.	66.00

3459	Zalewski Copyright Lawsuit		Invoice # 176915	Page 2
11/22/2010	CBA	Review of Defendants Shelroc Homes and Joseph Clark's Motion to Dismiss and Motion to Stay, including the supporting papers. Review of Defendant VS Sofia Engineering et. al.'s Answer to the Second Amended Verified Complaint.	0.40 hrs.	88.00
11/23/2010	SEF	Reviewed and considered case management plan.	0.30 hrs.	135.00
11/23/2010	CBA	Prepare draft of the amendments to be added to the Proposed Case Management Plan on behalf of DeRaven Drafting & Design and Roxanne Heller.	1.00 hrs.	220.00
11/23/2010	CBA	Review of the Proposed Case Management Plan. Review of the correspondences between counsel for the parties regarding the Proposed Case Management Plan.	1.00 hrs.	220.00
11/24/2010	SEF	Reviewed and prepared comments to Rule 16 Case Management Plan.	0.20 hrs.	90.00
11/24/2010	CBA	Provide to the Plaintiff's counsel and other defendants' counsel the amendments to be added to the Proposed Case Management Plan on behalf of DeRaven Drafting & Design and Roxanne Heller.	0.20 hrs.	44.00
11/24/2010	CBA	Receive and review correspondences with Plaintiff's counsel regarding the Case Management Plan.	0.30 hrs.	66.00
11/27/2010	CBA	Prepare the draft of the Answer to Plaintiff's Second Amended Verified Complaint to be filed on behalf of DeRaven Drafting & Design and Roxanne Heller.	1.00 hrs.	220.00
11/27/2010	CBA	Review of the filed Proposed Case Management Plan. Review of Defendants Cillis Builders and Theodore Cillis' Answer to the Second Amended Verified Complaint. Review of the Motion to Dismiss filed by Defendants Shelroc Homes et al. Review of the Local Rules of the Court.	0.60 hrs.	132.00
11/28/2010	CBA	Continue preparing the draft of the Answer to Plaintiff's Second Amended Verified Complaint to be filed on behalf of DeRaven Drafting & Design and Roxanne Heller.	1.00 hrs.	220.00
11/29/2010	SEF	Reviewed Cillis' claim against Heller and considered strategy for overall defense. Conference with associates directing same.	0.30 hrs.	135.00
11/29/2010	CBA	Continue preparing the draft of the Answer to Plaintiff's Second Amended Verified Complaint to be filed on behalf of DeRaven Drafting & Design and Roxanne Heller. Conduct legal research with regards to adding additional counterclaims against Plaintiffs Zalewski and Draftics.	1.00 hrs.	220.00
11/29/2010	CBA	Telephone conference with S. Farley, Esq. regarding the draft Answer. Called and left a message with Ms. Heller. Review of relevant treatises for additional information.	0.30 hrs.	54.00
11/30/2010	SEF	Conference call with client regarding contents of Cillis answer. Outlined strategy for defense and contents of answer to be filed. Reviewed same with C. Ahn, Esq. and instructions on procedure going forward.	0.20 hrs.	60.00
11/30/2010	CBA	Review, update and revise the draft Answer to Plaintiff's Second Amended Verified Complaint to be filed on behalf of DeRaven Drafting & Design and Roxanne Heller. Finalize and file the same.	1.00 hrs.	220.00
11/30/2010	CBA	Telephone conference with S. Farley, Esq. regarding the draft Answer and discussions with Ms. Heller. Review and update the Notice of Appearance for S. Farley, Esq. Discussion with A. Kahler, Esq. regarding the litigation. Oversee the filing of the Answer. Review of the local rules for docketing the answer date for the cross claim.	1.00 hrs.	220.00

3459

Zalewski Copyright Lawsuit

Invoice # 176915

Page 3

FEES

Member 1	3.00 Hours	\$1,320.00
Associate 2	12.60 Hours	\$2,760.00

Billing Summary

Total Professional Services	\$4,080.00
Total Expenses Incurred	\$0.00
Total of New Charges for this Invoice	<hr/> \$4,080.00
Total Balance Now Due	<hr/> \$4,080.00 <hr/>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
518-452-5600

Federal I.D. 14-1680097

January 19, 2011

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Invoice # 177516 SEF
Our File # 3459-003
Billing Through 12/31/2010

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

12/01/2010	SEF	NO CHARGE Bringing A. Kahler, Esq. up to speed on file.	1.00 hrs.	0.00
12/01/2010	SEF	NO CHARGE Communicated with R. Heller regarding Answer and Cross Claim.	0.30 hrs.	0.00
12/01/2010	CBA	NO CHARGE Review the correspondence between Ms. Heller and S. Farley, Esq. Begin reviewing and gathering documents in file to provide to A. Kahler, Esq.	0.20 hrs.	0.00
12/02/2010	CBA	NO CHARGE Continue reviewing and gathering documents in file to provide to A. Kahler, Esq.	0.30 hrs.	0.00
12/06/2010	SEF	Prepared for hearing on Rule 16.	0.50 hrs.	100.00
12/07/2010	SEF	Drive to Federal Court for Rule 16 Conference.	0.50 hrs.	100.00
12/07/2010	SEF	Attend Rule 16 conference in Federal Court.	1.30 hrs.	260.00
12/07/2010	SEF	Drive from Federal Court conference.	0.50 hrs.	100.00
12/07/2010	SEF	NO CHARGE Reviewed all three causes of action for potential motion to dismiss. Called K. VanDuser regarding deposition.	1.00 hrs.	0.00
12/09/2010	SEF	NO CHARGE Telephone call with R. Heller regarding summary of Court hearing on Rule 16 plan and upcoming motion for dismissal.	0.20 hrs.	0.00
12/15/2010	SEF	NO CHARGE Review email to R. Heller from A. Kahler, Esq.	0.10 hrs.	0.00
12/15/2010	SEF	NO CHARGE Review and approve email to N. Delain, Esq. regarding Albany Street.	0.10 hrs.	0.00
12/15/2010	AIK	Communication with Nancy Delain to confirm status of Albany Street property vis a vis Roxanne Heller/DeRaven Design.	0.30 hrs.	36.00
12/16/2010	SKO	Reviewed file and confer with Annette Kahler, Esq. in preparation for deposition of James Zalewski.	0.50 hrs.	130.00
12/16/2010	AIK	Preparing and drafting answer to Cillis crossclaim.	2.30 hrs.	276.00
12/17/2010	SEF	Reviewed and approved Answer to Counterclaim.	0.10 hrs.	20.00
12/17/2010	SKO	Legal research regarding statute of limitations for claims of copyright infringement. Prepared outline for deposition of James Zalewski.	0.50 hrs.	130.00
12/17/2010	AIK	NO CHARGE Meeting with Roxanne Heller regarding Zawelski case.	1.20 hrs.	0.00
12/20/2010	SEF	Reviewed and approved Answer.	0.10 hrs.	20.00

3459	Zalewski Copyright Lawsuit		Invoice # 177516	Page 2
12/20/2010	SKO	NO CHARGE Reviewed file, including pleadings, asserted copyright registrations, accused drawings and houses in preparation for deposition of James Zalewski.	1.00 hrs.	260.00
12/20/2010	SKO	NO CHARGE Confer with Annette Kahler, Esq. regarding deposition outlines for James Zalewski.	0.30 hrs.	0.00
12/20/2010	SKO	NO CHARGE Confer with Susan E. Farley, Esq. and Annette Kahler, Esq. in preparation for upcoming deposition.	0.60 hrs.	0.00
12/20/2010	SKO	NO CHARGE Meeting with Roxanne Heller and Annette Kahler, Esq. regarding statute of limitations defense in preparation for deposition of James Zalewski.	0.70 hrs.	182.00
12/20/2010	SKO	NO CHARGE Meeting with Annette Kahler, Esq. in regarding statute of limitations defense.	0.50 hrs.	0.00
12/20/2010	AIK	NO CHARGE Reviewing Zalewski lawsuit against Roxanne Heller/DeRaven Design.	2.50 hrs.	0.00
12/21/2010	SKO	NO CHARGE Review pleadings, including original and amended Complaints and Answers; prepared outline for deposition of James Zalewski.	1.50 hrs.	0.00
12/21/2010	SKO	NO CHARGE Reviewed legal research regarding statute of limitations for copyright infringement claims; prepared outline for deposition of James Zalewski.	2.50 hrs.	0.00
12/21/2010	AIK	Reviewing Zalewski case and visiting properties accused against Roxanne Heller and Deraven Design.	3.80 hrs.	456.00
12/22/2010	SEF	NO CHARGE Run down on deposition and Statute of limitations issue.	0.30 hrs.	0.00
12/22/2010	SKO	Prepared for deposition of James Zalewski, drafted deposition outline and reviewed Plaintiff's Memorandum of Law and Declaration in opposition to Defendants' Motion to Dismiss.	0.80 hrs.	208.00
12/22/2010	SKO	Deposition of James Zalewski.	0.50 hrs.	130.00
12/22/2010	AIK	NO CHARGE Preparing for and attending deposition of Plaintiff, James Zawelski.	4.70 hrs.	0.00

FEES

Member 1	6.00 Hours		\$600.00
Associate 2	0.50 Hours		\$0.00
Associate 3	9.40 Hours		\$1,040.00
Of Counsel	14.80 Hours	4440.00	\$768.00

EXPENSES

Miscellaneous exp. - Pacer		\$1.68
Photocopies		\$11.00
Postage		\$4.75

Billing Summary

Total Professional Services	\$2,408.00
Total Expenses Incurred	\$17.43
Total of New Charges for this Invoice	<u>\$2,425.43</u>

3459

Zalewski Copyright Lawsuit

Invoice # 177516

Page 3

Total Balance Now Due

\$2,425.43

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

February 28, 2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 179370 SEF
 Our File # 3459-003
 Billing Through 01/31/2011

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

01/03/2011	AIK	Review of 12/22/2010 deposition transcript for James Zawelski on Statute of Limitations issues.	0.90 hrs.	108.00
01/04/2011	SEF	Docketing deadlines.	0.10 hrs.	45.00
01/04/2011	SKO	Telephone conference with co-defendant's attorney (Cillis) regarding preparation and filing of motions to dismiss by each defendant, including the bases for dismissal and timing of motions. Email correspondence with co-defendants' counsel regarding deposition transcripts.	0.30 hrs.	78.00
01/06/2011	SEF	Report of call from Cillus' attorney.	0.10 hrs.	45.00
01/06/2011	SKO	Telephone conference with co-defendant's counsel regarding Cillis's Motion to Dismiss; discussed same with Susan E. Farley, Esq. and Annette I. Kahler, Esq.	0.30 hrs.	78.00
01/10/2011	AIK	Received letter from Dan Doherty, counsel for Ted Cillis, regarding 11 Nicole Court. Review of same and telephone call to Mr. Doherty.	0.50 hrs.	60.00
01/11/2011	AIK	Review of Plaintiff's Answer to Crossclaim and Counterclaim.	0.40 hrs.	48.00
01/11/2011	AIK	Review of drawings for 11 Nicole Court and Plaintiff drawings DRA212. Correspondence with R. Heller regarding drawings provided by Ted Cillis/Cillis Builders.	1.70 hrs.	204.00
01/17/2011	SEF	Supervised initial disclosure deadline.	0.10 hrs.	45.00
01/17/2011	AIK	Investigation of matters pertaining to mandatory initial disclosures; email correspondence with R. Heller re same. Preparation of notice of appearance.	2.30 hrs.	276.00
01/19/2011	AIK	Began preparation of initial disclosures; review of documentation for accused properties; telephone and fax correspondence with Roxanne Heller.	1.50 hrs.	180.00
01/20/2011	SEF	Supervised initial disclosures.	0.30 hrs.	135.00
01/20/2011	AIK	Completed initial disclosures; review of same with Susan E. Farley, Esq.; prepared correspondence and services copy for opposing counsel.	1.20 hrs.	144.00
01/24/2011	SEF	Monitored email filing by N. Delain, Esq. Reviewed motion disclosure by Plaintiff.	0.10 hrs.	45.00
01/24/2011	AIK	In preparation for filing of motion to dismiss, conducted legal research regarding accrual of statute of limitations in copyright cases; reviewing case law and motion to dismiss filed on behalf of Shelroc/Clark defendants.	1.80 hrs.	216.00

3459 Zalewski Copyright Lawsuit Invoice # 179370 Page 2

01/27/2011	AIK	Continuing background research for Motion to Dismiss.	1.30 hrs.	156.00
01/29/2011	AIK	Continuing preparation for Motion to Dismiss; specifically, Second Circuit case law research regarding grounds for dismissal.	3.70 hrs.	444.00
01/30/2011	AIK	Continuing preparation of Motion to Dismiss.	1.80 hrs.	216.00
01/31/2011	AIK	Continuing preparation of Motion to Dismiss.	5.10 hrs.	612.00

FEES

Member 1	0.70 Hours		\$315.00
Associate 3	0.60 Hours		\$156.00
Of Counsel	22.20 Hours	6666.00	\$2,664.00

EXPENSES

Miscellaneous exp. Pacer		\$12.80
Transcription		\$164.70
Photocopies		\$10.00
Postage		\$3.05

Billing Summary

Total Professional Services	\$3,135.00	
Total Expenses Incurred	\$190.55	
Professional Courtesy Discount	\$471.00	CR
Total of New Charges for this Invoice	<u>\$2,854.55</u>	
Total Balance Now Due	<u><u>\$2,854.55</u></u>	

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

March 17, 2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 179812 SEF
 Our File # 3459-003
 Billing Through 02/28/2011

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

02/04/2011	SEF	NO CHARGE Supervised matter.	0.20 hrs.	0.00
02/07/2011	AIK	Background research for motion to dismiss, memorandum of law and accompanying documents.	2.40 hrs.	288.00
02/08/2011	AIK	Conducting research, drafting memorandum of law, and reviewing plaintiffs' copyrights and home plans in connection with accused properties. Reviewing differences between Plaintiff's drawings and Heller's drawings.	3.60 hrs.	432.00
02/09/2011	AIK	Drafting Memorandum of Law in support of Motion to Dismiss.	4.30 hrs.	516.00
02/10/2011	AIK	Drafting Memorandum of Law, Declaration of Roxanne K. Heller, and compiling exhibits for Motion to Dismiss.	10.50 hrs.	1,260.00
02/11/2011	SEF	NO CHARGE Reviewed Motion to Dismiss prior to filing.	1.00 hrs.	0.00
02/11/2011	SEF	NO CHARGE Answer to counterclaim filed by Paonessa.	0.30 hrs.	0.00
02/11/2011	SEF	NO CHARGE Reviewed TP Builder's motion to dismiss and against Heller.	0.30 hrs.	0.00
02/11/2011	SEF	NO CHARGE Reviewed multiple Motions to Dismiss.	0.30 hrs.	0.00
02/11/2011	AIK	Finalizing all filings in connection with the Motion to Dismiss: Motion; Memorandum of Law; and Exhibit; Appendix of Unreported Cases; Declaration of Roxanne K. Heller and Exhibit; Certificate of Service. Review of same with Susan E. Farley Esq. and meeting with Roxanne K. Heller.	7.20 hrs.	864.00
02/15/2011	AIK	NO CHARGE Email to Roxanne K. Heller transmitting filed documents.	0.20 hrs.	0.00
02/15/2011	AIK	Review of motion to dismiss filed by the Paonessa Defendants, discussion of same with Susan E. Farley, Esq., and email correspondence with Arlen Olsen, Esq. requesting the Paonessa defendants withdraw the motion.	0.70 hrs.	84.00
02/17/2011	SEF	NO CHARGE Supervised matter.	0.30 hrs.	0.00
02/17/2011	AIK	Received and reviewed letter correspondence from Arlen Olsen, Esq. on behalf of the Paonessa defendants refusing to withdraw or suspend motion to dismiss; discussion of same with Susan E. Farley, Esq.	0.30 hrs.	36.00
02/18/2011	SEF	NO CHARGE Called A. Olsen to ask for extension of time to respond to motion to dismiss or withdrawal of same.	0.30 hrs.	0.00
02/19/2011	AIK	Reviewing case chronology regarding Paonessa Defendants filings, and drafting letter motion to the Court asking for adjournment of motion to dismiss.	1.50 hrs.	180.00

3459 Zalewski Copyright Lawsuit Invoice # 179812 Page 2

02/21/2011	SEF	NO CHARGE Supervised deadlines. Reviewed letter to Court to suspend motion.	0.30 hrs.	0.00
02/22/2011	SEF	NO CHARGE Counselling A. Kahler, Esq. on suspension issues.	0.75 hrs.	0.00
02/23/2011	SEF	NO CHARGE Reviewed Olsen's letter regarding motion to dismiss.	0.50 hrs.	0.00
02/23/2011	AIK	Received correspondence from Arlen Olsen, Esq. regarding motion to dismiss; discussion of same with Susan E. Farley, Esq.; sent response to Arlen Olsen, Esq.; revising letter motion to court accordingly.	1.20 hrs.	144.00
02/24/2011	SEF	NO CHARGE Review and revise letter motion asking for extension of time to respond or suspension.	1.00 hrs.	0.00
02/24/2011	AIK	Received and reviewed further correspondence from Arlen Olsen, Esq., Finalized letter motion and filed with the Court. Received and reviewed notice of hearing with Judge Sharpe.	0.80 hrs.	96.00
02/25/2011	SEF	NO CHARGE Reviewed letter from A. Olsen regarding request for suspension of time to answer motion to dismiss. Outlined response to motion with A. Kahler, Esq.	0.80 hrs.	0.00
02/25/2011	AIK	Received and reviewed letter motion filed by Arlen Olsen on behalf of Paonessa Defendants..	0.20 hrs.	24.00

FEES

Member 1	6.05 Hours		\$0.00
Of Counsel	32.90 Hours	9870.00	\$3,924.00

EXPENSES

Miscellaneous exp. Pacer		\$24.72
Postage		\$6.19

Billing Summary

Total Professional Services	\$3,924.00
Total Expenses Incurred	\$30.91
Total of New Charges for this Invoice	<u>\$3,954.91</u>
Total Balance Now Due	<u><u>\$3,954.91</u></u>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

April 27, 2011

Invoice # 181002 SEF
 Our File # 3459-003
 Billing Through 03/31/2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

01/28/2011	SEF	NO CHARGE Explained background of action to R. Heslin, Esq. in representation inquiry of J. Clark.	0.50 hrs.	0.00
03/02/2011	SEF	NO CHARGE Monitored matters.	0.30 hrs.	0.00
03/02/2011	SEF	NO CHARGE Monitor response dates.	0.10 hrs.	0.00
03/03/2011	SEF	NO CHARGE Monitored proceedings.	0.40 hrs.	0.00
03/08/2011	AIK	Review status of case and new schedule after extension of time; reporting of same to Roxanne Heller.	0.30 hrs.	36.00
03/23/2011	SEF	NO CHARGE Supervised response dates.	0.20 hrs.	0.00
03/24/2011	AIK	Research and review of causes of action for non-contractual indemnification and contribution.	1.30 hrs.	156.00
03/30/2011	AIK	With respect to crossclaims against Paonessa defendants, research on federal, state, and common law basis for rights of contribution, indemnification, and inducement to infringe.	2.30 hrs.	276.00
03/31/2011	AIK	Review of state law on rights of contribution and indemnification with Susan Farley, Esq. in preparation for opposition brief.	0.70 hrs.	84.00

FEES

Member 1	1.50 Hours	\$0.00
Of Counsel	4.60 Hours	\$552.00

EXPENSES

Miscellaneous exp.	\$42.08
--------------------	---------

Billing Summary

Total Professional Services	\$552.00
Total Expenses Incurred	\$42.08
Total of New Charges for this Invoice	\$594.08
Total Balance Now Due	\$594.08

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

May 20, 2011

Invoice # 181773 SEF
 Our File # 3459-003
 Billing Through 04/30/2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

04/08/2011	AIK	Prepared opposition brief to motion to dismiss crossclaims.	1.50 hrs.	180.00
04/10/2011	AIK	Preparing opposition to Paonessa Defendants motion to dismiss.	2.30 hrs.	276.00
04/11/2011	AIK	Preparing opposition brief to Paonessa Motion to Dismiss crossclaims.	3.50 hrs.	420.00
04/12/2011	AIK	Preparing opposition brief to Paonessa Motion to Dismiss crossclaims.	2.80 hrs.	336.00
04/13/2011	AIK	Preparing opposition brief to Paonessa motion to dismiss crossclaims; review of same with Susan Farley, Esq.	3.40 hrs.	408.00
04/14/2011	SEF	(No charge) Read and revised and feedback on brief in Response to Panoessa's Motion to Dismiss.	0.80 hrs.	0.00
04/15/2011	AIK	Preparing opposition brief to Paonessa motion to dismiss crossclaims.	3.60 hrs.	432.00
04/18/2011	AIK	Finalizing and file opposition brief to Paonessa motion to dismiss crossclaims.	1.80 hrs.	216.00
04/21/2011	AIK	Review of Plaintiff's reply brief to DeRaven/Heller motion to dismiss.	0.60 hrs.	72.00
04/22/2011	AIK	Preparation of Reply Memorandum in support of Motion to Dismiss.	1.50 hrs.	180.00
04/28/2011	AIK	Conference with Roxanne Heller to review status of case; preparation of Reply memorandum in support of motion to dismiss.	2.50 hrs.	300.00
04/29/2011	AIK	Preparation of Reply Memorandum in support of Motion to Dismiss.	4.50 hrs.	540.00

FEES

Member 1	0.80 Hours		\$0.00
Of Counsel	28.00 Hours	8400	\$3,360.00

Billing Summary

Total Professional Services	\$3,360.00
Total Expenses Incurred	\$0.00

3459

Zalewski Copyright Lawsuit

Invoice # 181773

Page 2

Total of New Charges for this Invoice

\$3,360.00

Total Balance Now Due

\$3,360.00

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

June 29, 2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 183239 SEF
 Our File # 3459-003
 Billing Through 05/31/2011

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.

PROFESSIONAL SERVICES

05/02/2011	AIK	Final changes to Reply Memorandum and filing with Court; Receipt and review of reply briefs from co-defendants, and reply brief from the Paonessa Cross-Defendants.	2.00 hrs.	240.00
05/03/2011	AIK	Review reply briefs of all parties filed on 5/2/2011.	1.00 hrs.	120.00
05/04/2011	SEF	N/C - investigated oral argument status for AIK	0.30 hrs.	0.00
05/16/2011	AIK	Correspondence with Roxanne Heller regarding status of case and upcoming hearing before Judge Sharpe; transmission of documents regarding same.	0.60 hrs.	72.00

FEES

Member 1	0.30 Hours	\$0.00
Of Counsel	3.60 Hours	\$432.00

EXPENSES

Miscellaneous exp. Pacer	\$7.44
--------------------------	--------

Billing Summary

Total Professional Services	\$432.00
Total Expenses Incurred	\$7.44
Total of New Charges for this Invoice	<u>\$439.44</u>
Total Balance Now Due	<u><u>\$439.44</u></u>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
Telephone (518) 452-5600
Federal I.D. 14-1680097

September 28, 2011

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Invoice # 186583 SEF
Our File # 3459-003
Billing Through 08/31/2011

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.

PROFESSIONAL SERVICES

08/02/2011	AIK	Review of Court's Order on Motions to Dismiss; reporting of same to Roxanne Heller.	0.60 hrs.	72.00
08/18/2011	AIK	Review of court documents regarding substitution of counsel.	0.40 hrs.	48.00
08/22/2011	AIK	Reviewing status of case with Roxanne Heller.	0.50 hrs.	60.00

FEES

Of Counsel	1.50 Hours	450. ⁰⁰	\$180.00
------------	------------	--------------------	----------

Billing Summary

Total Professional Services	\$180.00
Total Expenses Incurred	\$0.00
Total of New Charges for this Invoice	<u>\$180.00</u>
Total Balance Now Due	<u><u>\$180.00</u></u>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

October 31, 2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 187772 SEF
 Our File # 3459-003
 Billing Through 10/27/2011

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

09/01/2011	SEF	Reviewed new Complaint; considered response to same.	0.50 hrs.	0.00
09/01/2011	CBA	Review the Third Amended Complaint filed in the action.	0.20 hrs.	0.00
09/01/2011	AIK	Review of Third Amended Complaint and Exhibits; correspondence with Roxanne Heller regarding same.	2.00 hrs.	240.00
09/02/2011	AIK	Further review of third amended complaint and comparison with prior versions of complaints; review of accused properties; legal research.	2.00 hrs.	240.00
09/07/2011	AIK	Outlining response to Third Amended Complaint.	1.50 hrs.	180.00
09/08/2011	TPS	Legal research: are copyright infringement claims time-barred when alleged infringement occurred more than three years before action was commenced and plaintiffs should reasonably have known of such infringement? Preparing for Annette Kahler.	4.70 hrs.	564.00
09/09/2011	TPS	Legal reseasrch: are copyright claims time-barred when alleged infringement occurred more than three years before action was commenced and plaintiffs should reasonably have known of such infringement? Preparing for Annette Kahler.	4.90 hrs.	588.00
09/09/2011	AIK	Teleconference with Plaintiff's counsel to discuss third amended complaint and secure extension. Review research regarding statute of limitations caselaw.	2.50 hrs.	300.00
09/11/2011	AIK	Review of case law in preparation for motion to dismiss.	1.50 hrs.	180.00
09/12/2011	TPS	Legal research: factors demonstrating at what point plaintiff in copyright infringement action reasonably should have known of right to bring suit for purposes of statute of limitations (2d Cir. and NY DC cases). Preparing of Annette Kahler.	3.90 hrs.	468.00
09/12/2011	AIK	Filing stipulation for extension of time; review of statute of limitations and substantial similarity issues.	2.50 hrs.	300.00
09/13/2011	CBA	Review of the filings for extensions of time by other defendants in the action. Review of the Court's text order.	0.10 hrs.	0.00
09/13/2011	TPS	Legal research: is there legal authority for precluding a party from reasserting, in a third amended complaint which it was granted leave top file by the court, a claim that it had raised in the initial complaint but omitted from the first two amended complaints? Preparing for Annette Kahler.	2.50 hrs.	300.00
09/21/2011	AIK	Preparation of motion to dismiss.	1.50 hrs.	180.00
09/23/2011	AIK	Preparation for motion to dismiss.	1.00 hrs.	120.00

3459	Zalewski Copyright Lawsuit		Invoice # 187772	Page 2
09/26/2011	SEF	Reviewed insurance letter and discussed summary judgment motion	0.30 hrs.	0.00
09/26/2011	AIK	Research for motion to dismiss.	1.50 hrs.	180.00
09/28/2011	CBA	Review of the notice of voluntary dismissal filed by plaintiff.	0.10 hrs.	0.00
09/28/2011	AIK	Review of ECF filings and arguments for motion to dismiss.	1.50 hrs.	180.00
09/30/2011	SEF	NO CHARGE - briefly reviewed matter and offered advice on how to proceed	0.50 hrs.	0.00
09/30/2011	AIK	Meeting with Roxanne Heller to review differences between Heller drawings and Zalewski copyrighted plan in preparation for Motion to Dismiss.	6.00 hrs.	720.00
10/05/2011	AIK	Drafting Declaration of Roxanne K. Heller and attached Exhibits A-I.	2.50 hrs.	300.00
10/06/2011	SEF	NO CHARGE - Monitored filings by co-defendants; conference with Annette Kahler, Esq. regarding motion to dismiss	0.50 hrs.	0.00
10/06/2011	AIK	Final preparation of Heller Declaration and Exhibits A-I; meeting with Roxanne Heller; continued drafting of Motion to Dismiss and associated exhibits; review of Answer filed by the Sofia defendants, and Motion to Dismiss filed by the Cillis Defendants.	9.00 hrs.	1,080.00
10/07/2011	AIK	Final preparation of all documents related to the Motion to Dismiss and associated exhibits, Notice of Motion, Certificate of Service, and filing of the same with the Court; review of Answer filed by the Paonessa Defendants.	12.00 hrs.	1,440.00
10/10/2011	SEF	NO CHARGE - Read motion to dismiss	0.50 hrs.	0.00
10/10/2011	AIK	Correspondence with Roxanne Heller regarding filing of motion to dismiss, and status of 6 Peachtree Lane and 10 Peachtree Lane.	0.50 hrs.	60.00
10/11/2011	AIK	Review of Summary Judgment Motion filed by the Paonessa Defendants; discussion with Roxanne Heller about 6 and 10 Peachtree Lane.	0.60 hrs.	72.00
10/17/2011	AIK	Review of Answer and related filings by the Paonessa Defendants.	0.40 hrs.	48.00

FEES

Member 1	2.30 Hours		\$0.00
Associate 2	0.40 Hours		\$0.00
Associate 3	16.00 Hours		\$1,920.00
Of Counsel	48.50 Hours	14,550	\$5,820.00

EXPENSES

Pacer			\$6.56
Postage			\$4.80

Billing Summary

Total Professional Services	\$7,740.00
Total Expenses Incurred	\$11.36
Total of New Charges for this Invoice	<u>\$7,751.36</u>

3459

Zalewski Copyright Lawsuit

Invoice # 187772

Page 3

Total Balance Now Due

\$7,751.36

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

December 27, 2011

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 189696 SEF
 Our File # 3459-003
 Billing Through 11/30/2011

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

11/01/2011	AIK	Review of Sofia defendants' motion for summary judgment.	0.50 hrs.	60.00
11/15/2011	AIK	Review of Plaintiffs' response to motion to dismiss.	1.00 hrs.	120.00
11/16/2011	AIK	Preparing reply memorandum for motion to dismiss.	2.50 hrs.	300.00
11/17/2011	TPS	Legal research in support of opposition to motion for summary judgment: presumption of validity, infringement w/ out copying, MSJ infringement standard. Preparing for Annette Kahler.	7.50 hrs.	1,350.00
11/17/2011	AIK	Continued work on motion to dismiss reply; Meeting with Roxanne Heller regarding same.	4.00 hrs.	480.00
11/18/2011	SEF	NO CHARGE - Assisted Annette I. Kahler, Esq. with response to Zalewski motion for summary judgment	0.40 hrs.	0.00
11/18/2011	TPS	Identifying inconsistencies in summary judgment record submitted by plaintiff. Preparing for Annette Kahler.	7.40 hrs.	1,332.00
11/18/2011	AIK	Continued work on reply to motion to dismiss and Kahler declaration.	6.00 hrs.	720.00
11/19/2011	AIK	Continued work on motion to dismiss reply and Kahler declaration.	6.00 hrs.	720.00
11/20/2011	TPS	Proofreading Kahler declaration.	2.00 hrs.	360.00
11/20/2011	AIK	Continued work on motion to dismiss reply and Kahler declaration.	6.00 hrs.	720.00
11/21/2011	SEF	NO CHARGE - reviewed Zalewski response to summary judgment motion and reply to motion to dismiss.	1.40 hrs.	0.00
11/21/2011	TPS	Proofreading Kahler declaration.	8.60 hrs.	1,548.00
11/21/2011	AIK	Finalizing motion to dismiss reply, Kahler declaration, and related papers; filing of same.	8.00 hrs.	960.00
11/23/2011	AIK	Review of legal reply briefs filed by co-defendants.	2.00 hrs.	240.00
11/30/2011	AIK	Review of filed briefs; continued research on copyright issues.	1.50 hrs.	180.00

FEES

Member 1	1.80 Hours	\$0.00
Associate 3	25.50 Hours	\$4,590.00
Of Counsel	37.50 Hours	\$4,500.00

11,250

3459

Zalewski Copyright Lawsuit

Invoice # 189696

Page 2

EXPENSES

Pacer	\$7.84
-------	--------

Fed. Ex./Airborne Ex	\$26.18
----------------------	---------

Billing Summary

Total Professional Services	\$9,090.00	
Total Expenses Incurred	\$34.02	
Professional Courtesy Discount	\$1,530.00	CR
Total of New Charges for this Invoice	<u>\$7,594.02</u>	
Total Balance Now Due	<u><u>\$7,594.02</u></u>	

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
Telephone (518) 452-5600
Federal I.D. 14-1680097

January 24, 2012

Invoice # 190824 SEF
Our File # 3459-003
Billing Through 12/31/2011

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.

PROFESSIONAL SERVICES

12/01/2011	AIK	Review of filings by other defendants in related cases; Review of 11th Circuit case; telephone conference with Paul Rapp Esq.; discussion of same with Susan Farley, Esq.	1.80 hrs.	216.00
------------	-----	---	-----------	--------

FEES

Of Counsel	1.80 Hours	540	\$216.00
------------	------------	-----	----------

EXPENSES

Pacer			\$39.36
-------	--	--	---------

Billing Summary

Total Professional Services	\$216.00
Total Expenses Incurred	\$39.36
Total of New Charges for this Invoice	<u>\$255.36</u>
Total Balance Now Due	<u><u>\$255.36</u></u>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
Albany, NY 12203
Telephone (518) 452-5600
Federal I.D. 14-1680097

February 14, 2012

Invoice # 191528 SEF
Our File # 3459-003
Billing Through 01/31/2012

DeRaven Design & Drafting
321 Delaware Avenue
Delmar, NY 12054

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.

PROFESSIONAL SERVICES

01/12/2012	SEF	NO CHARGE - Supervised matter	0.00 hrs.	0.00
01/12/2012	AIK	Review of third party complaint filed by Cicero; calls to Paul Rapp and Roxanne Heller regarding same.	1.00 hrs.	120.00

FEES

Of Counsel	1.00 Hours	300. ⁰⁰	\$120.00
------------	------------	--------------------	----------

EXPENSES

Pacer			\$15.92
-------	--	--	---------

Billing Summary

Total Professional Services	\$120.00
Total Expenses Incurred	\$15.92
Total of New Charges for this Invoice	<u>\$135.92</u>
Total Balance Now Due	<u><u>\$135.92</u></u>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

March 23, 2012

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 192976 SEF
 Our File # 3459-003
 Billing Through 02/29/2012

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

02/22/2012	AIK	Receipt and review of Judge Sharpe's order GRANTING MOTION TO DISMISS on behalf of DeRaven/Heller. Discussion of same with Susan Farley, Esq. Teleconference with Roxanne Heller and Susan Farley to discuss the decision and options for next steps. Review of dockets in associated cases.	1.50 hrs.	180.00
02/22/2012	SEF	NO CHARGE Receipt and review of Judge Sharpe's order Granting Motion to Dismiss on behalf of DeRaven/Heller. Discussion of same with Annette Kahler, Esq. Telephone conference with Roxanne Heller and Annette Kahler to discuss decision and options for next steps.	0.00 hrs.	0.00
02/23/2012	AIK	Follow up on case and next steps following receipt of Judge's order.	1.00 hrs.	120.00
02/24/2012	SEF	NO CHARGE - Monitored filings with Court	0.30 hrs.	0.00
02/24/2012	AIK	Receipt and review of letter to court filed by the Paonessa Defendants regarding motion for summary judgment.	0.40 hrs.	48.00
02/27/2012	TPS	Conferenced with Annette Kahler, Esq., re. timeliness of motion for attorney fees and entry of judgment following dismissal. Identified case law supporting conclusion that 14 day clock under FRCP 54(d)(2)(B)(i) does not begin to run if judgment, separate from order of dismissal, has not been entered.	1.50 hrs.	270.00
02/27/2012	AIK	Researching on timing and related issues for motion for attorneys fees.	1.00 hrs.	120.00
02/28/2012	SEF	Supervised and forwarded case - discussed strategies on fees.	0.30 hrs.	138.00
02/28/2012	SEF	NO CHARGE - supervised contact with Plaintiff's counsel	0.30 hrs.	0.00
02/28/2012	TPS	Assessed finality of order terminating DeRaven as a party considering that additional parties remain parties to the litigation, and effect of additional surviving claims on timeliness of motion for atty's fees. Emailed case citation and analysis to Annette Kahler, Esq.	1.00 hrs.	180.00
02/28/2012	AIK	Meeting with Lee Palmateer, Esq. regarding case and next steps. Research on options to pursue attorneys fees and costs. Research on standards for motion for consideration and appeal.	2.50 hrs.	300.00
02/29/2012	SEF	NO CHARGE - Supervised strategy in response to Plaintiff's counsel's threat for reconsideration and appeal	0.80 hrs.	0.00

3459 Zalewski Copyright Lawsuit Invoice # 192976 Page 2

02/29/2012	TPS	Conferenced with Susan Farley and Annette Kahler, Esqs., re. startegy for application for attorney's fees.	0.50 hrs.	90.00
02/29/2012	AIK	Meeting with Susan Farley and Teige Sheehan to discuss options for seeking fees and related case strategy. Discussion of meeting with Lee Palmateer, Esq. and "walk-away" proposal. Further legal research.	1.50 hrs.	180.00

FEES

Member 1	1.70 Hours		\$138.00
Associate 3	3.00 Hours		\$540.00
Of Counsel	7.90 Hours	2370	\$948.00

EXPENSES

Pacer		\$13.76
-------	--	---------

Billing Summary

Total Professional Services	\$1,626.00
Total Expenses Incurred	\$13.76
Total of New Charges for this Invoice	<u>\$1,639.76</u>

Total Balance Now Due	<u><u>\$1,639.76</u></u>
-----------------------	--------------------------

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

April 27, 2012

Invoice # 194079 SEF
 Our File # 3459-003
 Billing Through 03/31/2012

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.

PROFESSIONAL SERVICES

03/02/2012	AIK	Review of matters concerning potential recovery of attorneys fees.	1.00 hrs.	120.00
03/09/2012	AIK	Review of order dismissing Lee Palmateer, Esq. from related case; discussion of same with Susan Farley, Esq. Review option for Roxanne Heller's case.	1.00 hrs.	120.00
03/26/2012	SEF	Confer with Annette I. Kahler, Esq. regarding case; prepare and file Notice of Redaction	0.60 hrs.	0.00
03/28/2012	SEF	Transcript Request to Court	0.20 hrs.	0.00

FEES

Member 1	0.80 Hours		\$0.00
Of Counsel	2.00 Hours	600	\$240.00

EXPENSES

Pacer		\$12.72
Transcription		\$16.20

Billing Summary

Total Professional Services	\$240.00
Total Expenses Incurred	\$28.92
Total of New Charges for this Invoice	<u>\$268.92</u>
Total Balance Now Due	<u><u>\$268.92</u></u>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

May 18, 2012

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 194789 SEF
 Our File # 3459-003
 Billing Through 04/30/2012

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

04/03/2012	SEF	Prepared and submitted request to Court for redaction	0.20 hrs.	0.00
04/11/2012	SEF	Follow up on redaction	0.40 hrs.	0.00
04/11/2012	AIK	NO CHARGE. Review of transcript from September 2010 conference to determine necessity of redaction.	0.50 hrs.	60.00
04/12/2012	SEF	Prepared letter of no redaction	0.50 hrs.	0.00
04/23/2012	SEF	Strategy regarding possible motion for fees.	0.30 hrs.	138.00
04/23/2012	SEF	NO CHARGE - Meeting regarding possible fees motion; considered pros and cons. Contacted client regarding setting up meeting regarding same.	0.50 hrs.	0.00
04/23/2012	TPS	Conferenced with Susan Farley, Esq., and Annette Kahler, Esq., regarding question of attorney's fees and current inability to file via CM/ECF. Contacted NDNY CM/ECF help desk and resolved issue.	0.60 hrs.	108.00
04/23/2012	AIK	NO CHARGE. Meeting with Susan Farley, Esq., and Teige Sheehan, Esq. to Roxanne Heller's case and options for seeking attorneys' fees.	0.50 hrs.	0.00
04/27/2012	SEF	Meeting with Roxanne Heller to discuss possible motion for legal fees.	0.50 hrs.	0.00
04/27/2012	TPS	Met with client, Susan Farley, Esq., and Annette Kahler, Esq., re. attorney's fees.	0.50 hrs.	90.00
04/27/2012	AIK	NO CHARGE. Meeting with Roxanne Heller, Susan Farley, and Teige Sheehan to discuss option to pursue attorneys' fees.	0.50 hrs.	60.00

FEES

Member 1	2.40 Hours		\$138.00
Associate 3	1.10 Hours		\$198.00
Of Counsel	1.50 Hours	450. ⁰⁰	\$120.00

EXPENSES

Pacer.			\$9.20
--------	--	--	--------

Billing Summary

3459

Zalewski Copyright Lawsuit

Invoice # 194789

Page 2

Total Professional Services	\$456.00
-----------------------------	----------

Total Expenses Incurred	\$9.20
-------------------------	--------

Total of New Charges for this Invoice	<u>\$465.20</u>
---------------------------------------	-----------------

Total Balance Now Due	<u><u>\$465.20</u></u>
-----------------------	-------------------------------

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

June 21, 2012

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 196192 SEF
 Our File # 3459-003
 Billing Through 05/31/2012

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

05/01/2012	SEF	NO CHARGE - reviewed filings on summary judgment motions	0.70 hrs.	0.00
05/01/2012	AIK	Review of Response in Opposition filed by Plaintiff Zalewski. Teleconference with Susan Farley to discuss same. Provision of case law to counsel for co-defendants.	1.50 hrs.	180.00
05/09/2012	AIK	Review of pleadings filed by Paonessa and Cicero defendants.	1.00 hrs.	120.00
05/10/2012	SEF	NO CHARGE - read summary judgment reply briefs submitted by Joint Defendants	0.40 hrs.	0.00
05/14/2012	TPS	Drafted letter confirming waiver of attorney's fees and sent to Annette Kahler, Esq., for her review.	0.50 hrs.	95.00
05/17/2012	AIK	Review of Judge Sharpe's order inviting supplemental briefs; initial legal research regarding same; discussion with client.	1.50 hrs.	180.00
05/22/2012	AIK	Research for supplemental brief; review of caselaw.	1.50 hrs.	180.00
05/24/2012	SEF	Read filings from Defendants.	0.60 hrs.	282.00
05/24/2012	AIK	Drafting and filing of supplemental brief on two issues: 1) mirror images, and 2) infringement of elevation drawings.	7.00 hrs.	840.00
05/24/2012	AIK	Review of supplemental briefs filed by co-defendants and plaintiff.	1.20 hrs.	144.00
05/25/2012	SEF	Reviewed matter and strategy with Annette I. Kahler, Esq. - NO CHARGE.	0.60 hrs.	0.00
05/25/2012	AIK	Teleconference with Roxanne Heller regarding case status; providing client with copies of all supplemental briefs filed with the court; review of same.	1.50 hrs.	180.00

FEES

Member 1	2.30 Hours		\$282.00
Associate 3	0.50 Hours		\$95.00
Of Counsel	15.20 Hours	4864	\$1,824.00

320/hr

EXPENSES

PACER			\$9.60
-------	--	--	--------

Billing Summary

3459

Zalewski Copyright Lawsuit

Invoice # 196192

Page 2

Total Professional Services	\$2,201.00
Total Expenses Incurred	\$9.60
Total of New Charges for this Invoice	<hr/> \$2,210.60
Total Balance Now Due	<hr/> \$2,210.60 <hr/>

PAYMENT DUE UPON RECEIPT

Heslin Rothenberg Farley & Mesiti P.C.

5 Columbia Circle
 Albany, NY 12203
 Telephone (518) 452-5600
 Federal I.D. 14-1680097

July 19, 2012

DeRaven Design & Drafting
 321 Delaware Avenue
 Delmar, NY 12054

Invoice # 197490 SEF
 Our File # 3459-003
 Billing Through 06/30/2012

Heller-DeRaven - Zalewski v. T.P. Builders, Inc. et al.PROFESSIONAL SERVICES

06/13/2012	SEF	NO CHARGE - Managed matter.	0.50 hrs.	0.00
06/15/2012	SEF	NO CHARGE - reviewed letter motion by Plaintiff.	0.50 hrs.	0.00
06/15/2012	AIK	Review of letter motions filed by Plaintiff Zalewski and the Paonessa defendants.	1.00 hrs.	120.00
06/19/2012	SEF	NO CHARGE - read and considered case decision issued by Court	0.60 hrs.	0.00
06/19/2012	AIK	Review of court's order dismissing third amended complaint; teleconference with Susan Farley, Esq. regarding same.	1.00 hrs.	120.00
06/20/2012	AIK	Telephone conference with Roxanne Heller regarding court's decision and order issued June 19, 2012.	0.40 hrs.	48.00

FEES

Member 1	1.60 Hours		\$0.00
Of Counsel	2.40 Hours	768.	\$288.00

EXPENSES

Pacer.			\$14.30
--------	--	--	---------

Billing Summary

Total Professional Services	\$288.00
Total Expenses Incurred	\$14.30
Total of New Charges for this Invoice	<hr/> \$302.30
Total Balance Now Due	<hr/> <hr/> \$302.30

PAYMENT DUE UPON RECEIPT